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Total Number of Pages in This Submission

Application Number	10/689,774
Filing Date	10/20/2003
First Named Inventor	GANNOE
Art Unit	3734
Examiner Name	TRUONG
Attorney Docket Number	SATTY-69231 (7.01)

		ENCL	.OSURES	(Check all	that apply)	
Fee Transmit	tal Form	Draw	ring(s)				After Allowance Communication to TC
Fee A	Attached	Licer	nsing-related I	Papers			Appeal Communication to Board of Appeals and Interferences
Amendment	/ Reply	Petiti	on				Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
Afte	er Final		on to Convertisional Applica				Proprietary Information
Affic	davits/declaration(s)		er of Attorney, nge of Corres		dress		Status Letter
Extension of	Time Request	Term	inal Disclaim	er	;	X	Other Enclosure(s) (please identify below):
Express Aba	ndonment Request	Requ	uest for Refun	d			Copies of all cited foreign references and articles
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Document(s	py of Priority i)	Remarks					
Response to Incomplete	o Missing Parts/ Application	·					
Rep	ly to Missing Parts under						
37 (DFR 1.52 or 1.53				•		
	SIGNATUI	RE OF APPL	ICANT, AT	TORNEY, C	R AGEN	T	
Firm Name	Fulwider Patton LLF	•	·				
Signature	Wondar L.	All					·
Printed name	Douglas A. Peterson						
Date	October 5, 2006				Reg. No.	53,4	58

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the

Douglas R. Peterson Typed or printed name Date October 5, 2006

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Doc Code: 0CT 1 0 2006

Fees pursuant to the Consolidated Appropriatons Act, 2005 (I FEE TRANSMITTA for FY 2006 PTO/SB/17 (01-06)
Approved for use through 07/31/2006. OMB 0651-0032
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H.R. 4818). ■	Application Number	10/689,774	
AL	Filing Date	10/20/2003	
	First Named Inventor	GANNOE	
	Examiner Name	TRUONG	
1.27	Art Unit	3734	
\$0.00	Attorney Docket No.	SATTY-69231 (7.01)	

🔀 Applicant claims small entity status. See 37 CFR TOTAL AMOUNT OF PAYMENT METHOD OF PAYMENT (check all that apply) L Check لـ ☐ Credit Card ☐ Money Order Other (please identify): **Fulwider Patton LLP** Deposit Deposit Account Number: 06-2425 Deposit Account Name: _ For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee Charge any additional fee(s) or any underpayments of Credit any overpayments fee(s) under 37 CFR 1.16 and 1.17 WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.) 1. BASIC FILING, SEARCH, AND EXAMINATION FEES SEARCH FEES EXAMINATION FEES **FILING FEES** Small Entity **Small Entity Small Entity** Fees Paid(\$) Fee (\$) Fee (\$) **Application Type** Fee (\$) Fee (\$) Fee (\$) Fee (\$) 300 150 500 250 200 100 Utility 130 65 100 50 200 100 Design 150 160 80 **Plant** 200 100 300 300 150 500 250 600 300 Reissue 0 0 200 100 0 Provisional 2. EXCESS CLAIM FEES **Small Entity** Fee (\$) Fee (\$) Fee Description 50 25 Each claim over 20 (including Reissues) 100 Each independent claim over 3 (including Reissues) 200 360 180 Multiple dependent claims Multiple Dependent Claims Fee Paid (\$) Fee (\$) **Total Claims** Extra Claims Fee Paid (\$) - 20 or HP = \$0.00 HP = highest number of total claims paid for, if greater than 20. Fee Paid (\$) Fee (\$) **Extra Claims** \$100.00 \$0.00 -3 or HP =HP = highest number of independent claims paid for, if greater than 3. 3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). Fee Paid (\$) Number of each additional 50 or fraction thereof Fee (\$) Extra Sheets Total Sheets \$0.00 __ (round up to a whole x <u>\$125.00</u> - 100 = / 50 0_ Fee Paid (\$) 4. OTHER FEE(S) Non-English specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge):

SUBMITTED BY	^					
Signature	Wan	Jack tet	Registration No. (Attorney/Agent)	53,458	Telephone	310-824-5555
Name (Print/Type)			R. Peterson		Date	October 5, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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Douglas R.: Peterson, Reg. No. 53,458

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

: 10/689,774

Applicant

Jamy Gannoe, Craig Gerbi

Filed

: October 20, 2003

Art Unit

: 3734

Examiner

: Kevin T. Truong

Title

MAGNETIC ANCHORING DEVICES

Docket No.:

SATTY 69231 (7.01)

Customer No.

24201

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed form PTO/SB/08a (Substitute for form 1449A/PTO) have come to the attention of the applicant and are submitted to the Office under 37 C.F.R. §1.97. Copies of all cited foreign references, articles and publications are enclosed. Copies of the U.S. patents and published applications are not enclosed although applicant will produce them upon examiner's request.

This statement is not a representation that all of the information cited is necessarily effective as prior art against the present application or that a prior art search was performed.

Because this Information Disclosure Statement is filed prior to issuance of the first Office action on the merits, no fee is required. The Commissioner is authorized, however, to charge any fees that may be required by this paper to Deposit Account No. 06-2425. A duplicate copy of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LLP

By

Douglas R. Peterson Registration No. 53,458

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Customer No. 24201

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)
of 20

Complete if Known

Application Number 10/689,774

Filing Date October 20, 2003

First Named Inventor James Gannoe

Art Unit 3734

Examiner Name Kevin T. Truong

Attorney Docket Number SATTY-69231

		11.0	PATENT DOCUMEN	JTC	
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Cite No ¹	Number	Kind Code ² (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
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Complete if Known titute for form 1449A/PTO 10/689,774 Application Number Filing Date October 20, 2003 INFORMATION DISCLOSURE First Named Inventor James Gannoe STATEMENT BY APPLICANT Art Unit 3734 **Examiner Name** Kevin T. Truong (use as many sheets as necessary) SATTY-69231 Attorney Docket Number Sheet 2 of U.S. PATENT DOCUMENTS Document Number Pages, Columns, Lines, Where **Publication Date** Name of Patentee or Examiner Cite Relevant Passages or Relevant Kind Code Number MM-DD-YYYY Applicant of Cited Document Initials* Figures Appear (if known) 02-10-1987 4,641,653 Rockey 03-03-1987 4,646,722 Silverstein et al. 03-10-1987 Angelchik 4,648,383 4,694,827 09-22-1987 Weiner et al. 01-05-1988 Ravo et al. 4,716,900 02-09-1988 Kullas et al. 4,723,547 4,739,758 04-26-1988 Lai et al. 4,744,363 05-17-1988 Hasson 09-27-1988 Haber et al. 4,773,393 Allred, III et al. 4,790,294 12-13-1988 02-14-1989 Hill 4,803,985 4,841,888 06-27-1989 Mills et al. 4,899,747 02-13-1990 Garren et al. 03-06-1990 4,905,693 Ravo 05-15-1990 Garay et al. 4,925,446 4,927,428 05-22-1990 Richards 11-13-1990 Schwarz 4,969,474 FOREIGN PATENT DOCUMENTS Pages, Columns, Lines Foreign Patent Document **Publication Date** Name of Patentee or Examiner Cite T6 Where Relevant Passages or Kind³ MM-DD-YYYY Applicant of Cited Document Initials* Office3 Number⁴ Relevant Figures Appear (if known) wo 2001/67964 A2 09-20-2001 Medigus Ltd. WO 2001/85034 Αl 11-15-2001 Geitz wo 2002/24080 A2 03-28-2002 Schurr et al. wo 2002/35980 05-10-2002 Satiety, Inc. A2 wo 2002/039880 A2 05-23-2002 McClellan et al. WO 09-19-2002 2002/071951 Αl Alvarez WO 2002/091961 Αl 11-21-2002 Hashiba et al. wo 2002/096327 A2 12-05-2002 Weller et al.

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Laufer et al.

Synecor, LLC

Date Considered

Examiner

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2. Complete if Known Substitute for form 1449A/PTO 10/689,774 Application Number Filing Date October 20, 2003 INFORMATION DISCLOSURE First Named Inventor James Gannoe STATEMENT BY APPLICANT 3734 Art Unit Examiner Name Kevin T. Truong (use as many sheets as necessary) Sheet Attorney Docket Number SATTY-69231 of 20 U.S. PATENT DOCUMENTS Pages, Columns, Lines, Where Name of Patentee or Document Number Examiner Cite **Publication Date** Number Kind Code² Applicant of Cited Relevant Passages or Relevant MM-DD-YYYY Initials* Nol Document Figures Appear (if known) 5,782,844 07-21-1998 Yoon et al. 5,788,715 08-04-1998 Watson, Jr. et al. 5,797,931 08-25-1998 Bito et al. 09-22-1998 Yoon 5,810,851 09-22-1998 5,810,855 Rayburn et al. 09-22-1998 Bolduc et al. 5,810,882 10-06-1998 Plyley et al. 5,816,471 5,820,584 10-13-1998 Crabb 10-20-1998 Bolduc et al. 5,824,008 5,827,298 10-27-1998 Hart et al. 5,833,690 11-10-1998 Yates et al. 5,836,311 11-17-1998 Borst et al. Sauer et al. 11-24-1998 5,839,639 01-19-1999 Robertson et al. 5,860,581 5,861,036 01-19-1999 Godin 02-09-1999 Ellias 5,868,141 5,868,760 02-09-1999 McGuckin, Jr. 5,876,448 03-02-1999 Thompson et al. 5,879,371 03-09-1999 Gardiner et al. LoCicero, III 5,887,594 03-30-1999 5,897,534 04-27-1999 Heim et al. Bolanos et al. 04-27-1999 5,897,562

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2. Complete if Known Substitute for form 1449B/PTO Application Number 10/689,774 October 20, 2003 Filing Date INFORMATION DISCLOSURE First Named Inventor James Gannoe STATEMENT BY APPLICANT Group Art Unit 3734 Kevin T. Truong Examiner Name (use as many sheets as necessary) Attorney Docket Number SATTY-69231 Sheet 20 of 20 OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, Examiner Cite T² magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or Initials* No1. country where published. Swain, C. Paul, M.D. et al., An Endoscopic Sewing Machine, Gastrointestinal Edoscopy, Vol. 32, No. 1 pp 36-38 Swain, C. Paul, M.D., Endoscopic Sewing And Stapling Machines, Endoscopy pp. 205-210, @ Georg Thieme Verlag Stuttgart, New York, 1997 Swain, C. Paul, M.D. et al., An Endoscopic Stapling Device: The Development Of A New Flexible Endoscopically Controlled Device For Placing Multiple Transmural Staples In Gastrointestinal Tissue, Gastrointestinal Endoscopy, Vol. 35, No. 4, pp. 338-339, 1989 Swain, C. Paul, M.D., Endoscopic Suturing, Bailliere's Clinical Gastroenterology, Bailliere's Tindall,, Vol. 13 No. 1, pp 97-108, 1999 Taylor, T. Vincent, et al., Gastric Balloons for Obesity, The Lancet, Abstract, March 27, 1982 Vandenplas, Y., et al., Intragastric Balloons in Adolescents With Morbid Obesity, European Journal of Gastroenterology & Hepatology, Vol. 11, No. 3, pp. 243-245, 1999 Villar, Hugo V., M.D., et al., Mechanisms of Satiety and Gastric Emptying After Gastric Partitioning and Bypass,

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